

U.S. Customs and Border Protection, DHS; Treasury

§ 178.2

issues will be governed by the provisions of §177.4.

§ 177.28 Issuance of advisory rulings and final determinations.

(a) Pursuant to a request for an advisory ruling which meets the requirements of this subpart, Customs will promptly issue an advisory ruling.

(b) Pursuant to a request for a final determination which meets the requirements of this subpart, Customs will promptly issue a final determination. If the request does not meet the requirements of this subpart Customs may decline to issue a final determination or may issue instead an advisory ruling.

(c) Requests for final determinations which include the information set forth in §177.25(b)(5) (relating to a specific procurement) will be considered by Customs before all other requests (advisory rulings and final determinations).

§ 177.29 Publication of notice of final determinations.

Notice of all final determinations shall be published in the FEDERAL REGISTER within 60 days of the date the final determination is issued.

§ 177.30 Review of final determinations.

Any party-at-interest listed in §177.22(d) may seek judicial review of a final determination within 30 days after publication of such determination in the FEDERAL REGISTER, and may seek judicial review of a refusal to issue a final determination within 30 days after such refusal. The Court of International Trade shall have exclusive jurisdiction to review a final determination or a refusal to issue a final determination made under this subpart.

§ 177.31 Reexamination of final determinations.

A party-at-interest, other than the party-at-interest which requested and received the initial final determination, may ask Customs to consider the matter anew and issue, on an expedited basis, a new final determination. Such a request shall specifically identify the previous final determination. Upon re-

ceipt of such a request, Customs will issue a new final determination within five working days of receipt of the request unless (a) the previous final determination was the subject of a contested lawsuit timely filed in the Court of International Trade under 28 U.S.C. 1581(e) or, (b) the merchandise at issue in the initial final determination was tendered and deemed responsive to the request for proposals or an invitation for bids in a competitive procurement subject to the Buy American Act (41 U.S.C. 10a *et seq.*) and a contract under such procurement was let. Any new final determination issued under this section shall be published in accordance with §177.29 and is reviewable under §177.30.

PART 178—APPROVAL OF INFORMATION COLLECTION REQUIREMENTS

Sec.

178.1 Purpose.

178.2 Listing of OMB control numbers.

AUTHORITY: 5 U.S.C. 301; 19 U.S.C. 1624; 44 U.S.C. 3501 *et seq.*

§ 178.1 Purpose.

This part sets forth the control numbers assigned to information collections of the Customs Service by the Office of Management and Budget pursuant to the Paperwork Reduction Act of 1980, Pub. L. 96-511. This part complies with the requirements of the Paperwork Reduction Act of 1980, and implements regulations promulgated by the Office of Management and Budget, (5 CFR 1320.7(f)(2), 1320.12(d) and 1320.13(j)) which require that agencies display a current control number assigned by the Director of the Office of Management and Budget for each agency information collection.

[T.D. 85-53, 50 FR 11849, Mar. 26, 1985]

§ 178.2 Listing of OMB control numbers.

19 CFR Section	Description	OMB control No.
§ 4.7a	Unique bill of lading identifier for inward manifests.	1515-0142
§ 4.7a(c)(4)	Transportation manifest (cargo declaration).	1651-0001

§ 178.2

19 CFR Ch. I (4–1–12 Edition)

19 CFR Section	Description	OMB control No.	19 CFR Section	Description	OMB control No.
§§ 4.7b, 4.64, 122.49a, 122.49b, 122.49c, 122.75a, 122.75b.	Electronic manifest requirements for carriers transporting passengers and crew onboard vessels and aircraft.	1651–0088	§ 10.25	Declaration by foreign assembler and endorsement by importer that articles were assembled in whole or in part from textile components cut to shape in the U.S.	1515–0207
§ 4.7c	Vessel stow plan.		§ 10.41b	Requirement to clearly and conspicuously mark serially numbered substantially holders or containers.	1515–0116
§ 4.7d	Container status messages.		§ 10.41b(e)	Requirement to keep adequate records on current status of serially numbered substantial holders or containers.	1515–0101
§§ 4.10, 4.16, 4.30, 4.37, 4.39, 4.91, 10.60, 24.16, 122.29, 122.38, 123.8, 146.32, 146.34.	Application-Permit-Special License, Unlading-Lading, Overtime Services (Customs Form 3171).	1515–0013	§ 10.48	Declaration by originating artist, or seller or shipper, that work of art being imported into the U.S. is an original work of art.	1515–0118
§ 4.14	Vessel repair declaration and entry.	1515–0082	§ 10.62b	Certificate of compliance for turbine fuel withdrawals.	1515–0209
§§ 4.20, 4.23, and 4.24.	Certification of payment of tonnage tax.	1515–0113	§ 10.67(a)(2)	Declaration by foreign shipper describing the specific use to which articles exported from U.S. for scientific or educational purposes, and now being returned, were put while abroad.	1515–0105
§ 4.37	Notification regarding imported merchandise or baggage for which entry has not been made.	1515–0220	§ 10.67(a)(3)	Declaration of ultimate consignee of articles previously exported from U.S. for scientific or educational purposes, and now being returned, that such articles have not been changed in condition while abroad.	1515–0104
§ 4.37(c)	Preparation of delivery ticket for transfer of merchandise to general order.	1515–0224	§ 10.84	Origin certificate for automotive products from Canada.	1515–0164
§ 4.76	Booking information for the Sea Carrier's Module of the AES.	1515–0221	§ 10.91	Importers of merchandise subject to actual use provisions; proof of use for duty rates dependent on actual use.	1651–0032 and 1651–0038
§ 4.94a	Deferral of duty on large yachts imported for sale.	1515–0223	§ 10.99	Importation of ethyl alcohol for nonbeverage purposes.	1515–0160
§ 4.97	Application for foreign vessel to engage in salvage operation/report of salvage operation.	515–0132	§ 10.107	Report of person who sent article from foreign country, or of person in U.S. for whose account an article was received, to justify duty-free entry of articles imported under conditions of emergency.	1515–0130
§ 7.3	Claim for duty-free entry of goods imported from U.S. insular possessions.	1515–0200	§ 10.137	Requirement of importer to maintain accurate, detailed records on use or other disposition of imported merchandise for “actual use” duty assessment requirements.	1515–0091
§ 10.1	Declarations covering U.S. articles exported and returned without having been advanced in value or improved in condition.	1515–0194	§ 10.138	Certificate of importer to verify actual use of articles imported duty-free or at a reduced rate of duty under actual use provisions.	1515–0109
§ 10.8	Declarations covering articles exported for repairs or alterations and returned.	1515–0194	§ 10.173	Claim for duty-free entry of eligible articles under the Generalized System of Preferences.	1515–0194
§ 10.8a(b)(1)	Declaration by person abroad who received and is returning articles to the U.S. that do not conform to samples or specifications.	1515–0108			
§ 10.8a(b)(2)	Declaration by owner, importer, consignee or agent that articles being re-imported into U.S. were previously imported, with payment of duty, and exported, without benefit of drawback.	1515–0108			
§ 10.9	Declarations covering metal articles exported for processing and returned for further processing.	1515–0194			
§§ 10.24, 162.1c.	Declaration by foreign assembler and endorsement by importer that articles were assembled in whole or in part from fabricated components that were products of the U.S.	1515–0088			

U.S. Customs and Border Protection, DHS; Treasury

§ 178.2

19 CFR Section	Description	OMB control No.	19 CFR Section	Description	OMB control No.
§ 10.184	Refund of duties on certain wool imports.	1515-0227	§ 19.2	Information to be supplied by owner or lessee in support of application to establish a bonded warehouse facility.	1515-0121
§ 10.198	Claim for duty-free entry of eligible articles under the Caribbean Basin Initiative.	1515-0194	§ 19.3	Application to alter, relocate, or discontinue a bonded warehouse/list of employees engaged in the carriage, receiving, storage or delivery of bonded merchandise.	1515-0134
§ 10.199	Claim for duty-free entry of rum beverages from Canada under the Caribbean Basin Initiative.	1515-0194	§ 19.9(a)	Preparation of delivery ticket for transfer of merchandise to general order.	1515-0224
§ 10.207	Claim for duty-free entry of eligible articles under the Andean Trade Preference Act.	1515-0219	§ 19.13(b)	Application for establishment of a manufacturing warehouse.	1515-0136
§§ 10.244, 10.245, 10.246, 10.248, 10.254, 10.255, and 10.256.	Claim for duty-free entry entry of eligible articles under the Andean Trade Promotion and Drug Eradication Act.	1651-0091	§ 19.14(c)	Application by proprietor of bonded manufacturing warehouse to receive therein domestic merchandise to be used in connection with the manufacture of articles.	1515-0133
§§ 10.307, 10.310, and 10.311.	Claim for duty-free entry and election to average for automotive products under the U.S.-Canada Free Trade Agreement.	1515-0164	§ 19.17	Application by manufacturer to bond (or discontinue a previously bonded) establishment engaged in the smelting or refining of metal-bearing materials.	1515-0127
§§ 10.410 and 10.411.	Claim for preferential tariff treatment under the US-Chile Free Trade Agreement.	1651-0117	§ 19.19	Record of smelting and refining operation showing receipt and disposition of each shipment of material.	1515-0135
§§ 10.510 and 10.511.	Claim for preferential tariff treatment under the US-Singapore Free Trade Agreement.	1651-0117	§ 19.40	Application for establishment of a container station.	1515-0117
§§ 10.583 and 10.584..	Claim for preferential tariff treatment under the Dominican Republic-Central America-US Free Trade Agreement.	1651-0125	§ 19.42	Application by container station operator to transfer a container, intact, to a station.	1515-0142
§§ 10.703 and 10.704.	Claim for preferential tariff treatment under the U.S.-Jordan Free Trade Agreement.	1651-0128	§ 19.46	List of persons employed by container station operator in moving, receiving, storing or delivering imported merchandise.	1515-0138
§§ 10.763 and 10.764.	Claim for preferential tariff treatment under the U.S.-Morocco Free Trade Agreement.	1651-0117	§ 24.5	Importer Identification Information.	1515-0199
§§ 10.803, 10.804, 10.818, and 10.821.	Claim for preferential tariff treatment under the U.S.-Bahrain Free Trade Agreement.	1651-0130	§ 24.22	Users fees for Customs services.	1515-0154
§§ 10.847 and 10.848.	Claim for duty-free treatment under the HOPE Act.	1651	§ 24.24	Harbor maintenance fee	1515-0158
§§ 10.863, 10.864, 10.881, and 10.884.	Claim for preferential tariff treatment under the U.S.-Oman Free Trade Agreement.	1651-0117	§ 24.25	Statement processing and Automated Clearinghouse.	1515-0167
§§ 10.903 and 10.904.	Claim for preferential tariff treatment under the U.S.-Peru Trade Promotion Agreement.	1651-0117	§ 24.26	Automated Clearinghouse Credit.	1515-0218
§§ 10.1003 and 10.1004.	Claim for preferential tariff treatment under the US-Korea Free Trade Agreement.	1651-0117	§ 103.31	Disclosure by Customs of information on cargo declarations of inward vessel manifests.	1515-0124
§§ 12.104c and 12.104e.	Certificates and other documentation relating to the importation of items of cultural property.	1515-0147	Part 111	Issuance of customs broker licenses and permits, monitoring performance of brokers in conducting customs business, and institution of disciplinary action against brokers.	1515-0076 and 1515-0100.
§ 12.121	Approval of blanket certification under the Toxic Substances Control Act.	1515-0173	§ 111.96	Users fees for Customs services.	1515-0154
			§ 112.29(b)	Requirement to furnish a current list of officers, members or employees, of a customs cartage or lighterage establishment, upon request.	1515-0126

§ 178.2

19 CFR Ch. I (4–1–12 Edition)

19 CFR Section	Description	OMB control No.	19 CFR Section	Description	OMB control No.
§ 112.49	Request by cartman or lighterman for temporary identification card pending issuance of permanent identification.	1515–0128	§§ 141.81–141.83, 141.86.	Requirement as to the existence and contents of special customs invoices, special summary invoices or commercial invoices.	1515–0120
Part 113	Customs Bond Structure (Customs Form 301 and Customs Form 5297).	1515–0144	§ 141.89(a)	Additional information on invoices for imported footwear.	1515–0047
Part 113—Appendix B.	Bond to Indemnify Complainant Under Section 337, Tariff Act of 1930, as Amended.	1515–0222	§ 142.6	Name and address of manufacturer or seller.	1515–0170
Part 115	Information to obtain certification that containers/road vehicles meet construction requirements.	1515–0145	§ 142.42	Line release application	1515–0181
§ 118.11	Application to establish a centralized examination station.	1515–0183	§ 143.23	Requirement to file entry summary form.	1515–0065
§ 122	Air commerce regulations	1515–0153	§ 147.11(c)	Requirement to use a special form of entry for articles entered into U.S. for exhibition purposes under the Trade Fair Act of 1959.	1515–0106
§ 122.14	Customs security areas in international airports.	1515–0153	§§ 146.6, 146.7	Procedures for activation of a foreign trade zone; procedures for zone changes, including alteration, deactivation and suspension.	1515–0151
§ 122.27	Documents required aboard private aircraft.	1515–0175	§ 149.2	Importer Security Filing.	
§ 122.48a	Transportation manifest (cargo declaration).	1651–0001	§ 151.12(f)	Application and other documents pertaining to accreditation of commercial laboratories.	1515–0155
§ 122.50	Notification regarding imported merchandise or baggage for which entry has not been made.	1515–0220	§ 151.13(d)	Application and other documents pertaining to approval of commercial gaugers.	1515–0155
§ 122.50(c)	Preparation of delivery ticket for transfer of merchandise to general order.	1515–0224	§ 151.16(d)	Detention of merchandise	1515–0210
§ 122.173	Application for entry into the Air Carrier Smuggling Prevention Program.	1515–0171	§ 158.2	Filing of entry summary and payment of duty for less than invoiced number of packages in shipment.	1515–0037
§ 123.10	Notification regarding imported merchandise or baggage for which entry has not been made.	1515–0220	§ 159.63	Distribution of continued dumping and subsidy offset to affected domestic producers.	1515–0229
§ 123.10(c)	Preparation of delivery ticket for transfer of merchandise to general order.	1515–0224	§ 162.74	Prior disclosure	1515–0212
§ 123.91	Transportation manifest (cargo declaration).	1651–0001	§§ 162.94, 162.95(c).	Petition for remission or mitigation of forfeitures and penalties incurred.	1515–0052
§ 123.92	Transportation manifest (cargo declaration).	1651–0001	Part 163	General recordkeeping and record production requirements.	1515–0214
§§ 125.22, 125.33, 125.34, 125.35.	Authorization of bonded carriers to transport cargo within port limits without obtaining cartman's license.	1515–0193	§ 171.11	Petition for remission or mitigation of forfeitures and penalties incurred.	1515–0052
§ 128.11	Express consignment carrier application and approval process.	1515–0144	Part 177	Issuance of administrative rulings on prospective and current customs transactions.	1515–0228
§ 128.21	Specific description of merchandise.	1515–0069	§ 181.11	Certificate of Origin for purposes of the North American Free Trade Agreement.	1515–0205
§ 128.23	Requirement of submission of Customs-approved bar-coded entry numbers for ACS processing.	1515–0069	§§ 181.22 and 181.32.	Claim for preferential tariff treatment under the North American Free Trade Agreement.	1515–0205
§ 128.24	Requirement for Invoice, Advance Manifest, or Immediate Delivery application form.	1515–0069	§§ 181.47 and 181.53.	Claim for refund, waiver or reduction of duty under the drawback and duty deferral provisions of the North American Free Trade Agreement.	1515–0205
§ 133.2	Application to record a trademark.	1515–0114	§ 181.64	Claim for duty-free or reduced-duty treatment on repaired or altered goods under the North American Free Trade Agreement.	1515–0205
§§ 133.12, 133.13.	Application to record a trade-name.	1515–0119			
§§ 133.32, 133.33.	Application to record a copyright.	1515–0097			
§ 141.4	Requirement to make entry unless specifically exempt.	1515–0065			

U.S. Customs and Border Protection, DHS; Treasury

Pt. 181

19 CFR Section	Description	OMB control No.
§ 181.72	Submission of information in connection with origin verifications under the North American Free Trade Agreement.	1515-0205
§ 181.82	Statement accompanying corrected declaration or notification of incorrect certification under the North American Free Trade Agreement.	1515-0205
§§ 181.93-181.96 and 181.102.	Submission of information in connection with requests for issuance or review of advance rulings under the North American Free Trade Agreement.	1515-0205
§§ 181.113, 181.115 and 181.116.	Submission of information in connection with the review and appeal of adverse marking decisions under the North American Free Trade Agreement.	1515-0205
§ 181.131	Claim for preferential tariff treatment under the North American Free Trade Agreement.	1515-0205
§§ 191.0-191.195.	Recordkeeping and reporting requirements relating to drawbacks.	1515-0213
§ 192.2	Documentation requirements for exporting used, self-propelled vehicles, vessels and aircraft.	1515-0157
§ 192.14	Transportation manifest (cargo declaration).	1651-0001

[T.D. 85-53, 50 FR 11849, Mar. 26, 1985]

EDITORIAL NOTE: For FEDERAL REGISTER citations affecting § 178.2, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and at www.fdsys.gov.

PART 181—NORTH AMERICAN FREE TRADE AGREEMENT

Sec.

181.0 Scope.

Subpart A—General Provisions

181.1 Definitions.

Subpart B—Export Requirements

181.11 Certificate of Origin.

181.12 Maintenance and availability of records.

181.13 Failure to comply with requirements.

Subpart C—Import Requirements

181.21 Filing of claim for preferential tariff treatment upon importation.

181.22 Maintenance of records and submission of Certificate by importer.

181.23 Effect of noncompliance; failure to provide documentation regarding transshipment.

Subpart D—Post-Importation Duty Refund Claims

181.31 Right to make post-importation claim and refund duties.

181.32 Filing procedures.

181.33 Customs processing procedures.

Subpart E—Restrictions on Drawback and Duty-Deferral Programs

181.41 Applicability.

181.42 Duties and fees not subject to drawback.

181.43 Eligible goods subject to drawback.

181.44 Calculation of drawback.

181.45 Goods eligible for full drawback.

181.46 Time and place for filing drawback claim.

181.47 Completion of claim for drawback.

181.48 Person entitled to receive drawback.

181.49 Retention of records.

181.50 Liquidation and payment of drawback claims.

181.51 Prevention of improper payment of claims.

181.52 Subsequent claims for preferential tariff treatment.

181.53 Collection and waiver or reduction of duty under duty-deferral programs.

181.54 Verification of claim for drawback, waiver or reduction of duties.

Subpart F—Commercial Samples and Goods Returned After Repair or Alteration

181.61 Applicability.

181.62 Commercial samples of negligible value.

181.63 [Reserved]

181.64 Goods re-entered after repair or alteration in Canada or Mexico.

Subpart G—Origin Verifications and Determinations

181.71 Denial of preferential tariff treatment dependent on origin verification and determination.

181.72 Verification scope and method.

181.73 Notification of verification visit.

181.74 Verification visit procedures.

181.75 Issuance of origin determination.

181.76 Application of origin determinations.

Subpart H—Penalties

181.81 Applicability to NAFTA transactions.

181.82 Exceptions to application of penalties.

Subpart I—Advance Ruling Procedures

181.91 Applicability.